

AM

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

FILED

07 OCT 19 AM 8:51

UNITED STATES OF AMERICA,

Plaintiff,

v.

**PEREZ-Reyes, Martin**

(AKA: JAUREGY-Osuna, Canuto)

Defendant.

) Magistrate Case No.

07 MJ 2497

BY:

PDL

DEPUTY

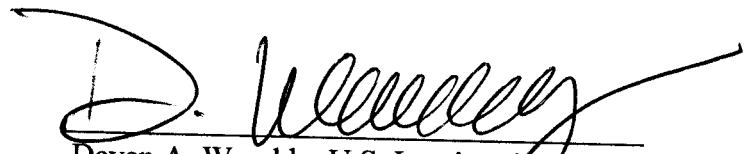
) COMPLAINT FOR VIOLATION OF:

) Title 8, U.S.C., Section 1326;  
) Deported Alien Found in the  
) United States

The undersigned complainant, being duly sworn, states:

On or about, **June 19, 2007**, within the Southern District of California, defendant, **Martin PEREZ-Reyes (AKA: Canuto JAUREGY-Osuna)**, an alien, who previously had been excluded, deported and removed from the United States to Mexico, was found in the United States, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8, United States Code, Section 1326.

And the complainant further states that this complaint is based on the attached statement of facts, which is incorporated herein by reference.

  
Deven A. Woody, U.S. Immigration & Customs  
Enforcement; Immigration Agent

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS **19th** DAY OF **October 2007**.

  
UNITED STATES MAGISTRATE JUDGE

JDM

**CONTINUATION OF COMPLAINT:**

**NAME: PEREZ-Reyes, Martin (AKA: JAUREGY-Osuna, Canuto)**

**PROBABLE CAUSE STATEMENT**

As part of assigned duties of the Detention and Removal Office, Immigration Agents review various sources in order to check on aliens that have been previously removed from the United States. This is done in order to determine if subjects have returned to the United States, in violation of Title 8, United States Code, Section 1326.

On June 19, 2007, the defendant identified as, Martin PEREZ-Reyes (AKA: Canuto JAUREGY-Osuna), was arrested by the Chula Vista Police Department in San Diego California for violation of Section 3056 of the California Penal Code, "VIOLATION OF PAROLE: FELON" and booked into San Diego Jail. An Immigration Agent conducted a field interview, determined the defendant to be a citizen of Mexico and placed an I-247 (Immigration Hold) pending his release from custody. The defendant was subsequently transferred to the California Department of Corrections.

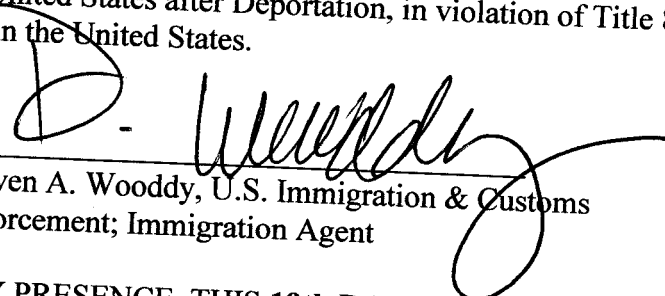
On October 18, 2007, at approximately 6:00am the defendant was referred to United States Immigration and Customs Enforcement custody pending further investigation. Immigration Agent Deven A. Wooddy conducted computer database record checks and reviewed various sources of information confirming the defendant to be a citizen of Mexico having been deported or removed from the United States on at least four occasions.

A thorough review of official immigration computer database record checks and information contained in the Alien Registration file revealed the defendant was most recently ordered deported from the United States, by an Immigration Judge, on or about October 15, 1997, and most recently removed to Mexico via the San Ysidro Port of Entry on or about April 26, 2007. Record checks further indicate that the defendant has not applied to the Attorney General of the United States or the Secretary of the Department of Homeland Security for permission to re-enter the United States.

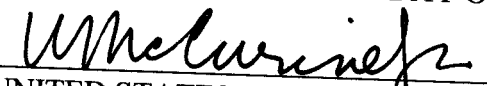
The Automated Biometric Fingerprint Identification System "IDENT" and Automated Fingerprint Identification System "IAFIS" were utilized and compared the defendant's fingerprints to those contained in these databases. The results confirmed the defendant's identity as Martin PEREZ-Reyes (AKA: Canuto JAUREGY-Osuna), a citizen and national of Mexico. A photograph and a set of fingerprints contained within the official Alien Registration File were also reviewed and compared to the defendant, further confirming his identity.

All information indicates that the defendant is a citizen of Mexico having been previously removed and has not legal right to enter or reside in the United States.

Based upon the foregoing information, there is probable cause to believe that Martin PEREZ-Reyes (AKA: Canuto JAUREGY-Osuna) has illegally re-entered the United States after Deportation, in violation of Title 8 of the United States Code 1326, Deported Alien Found in the United States.

  
Deven A. Wooddy, U.S. Immigration & Customs  
Enforcement; Immigration Agent

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 19th DAY OF October 2007.

  
UNITED STATES MAGISTRATE JUDGE